

POST 2006 INITIATIVE

PROGRESS REPORT

WORKING GROUP(S) Competitive Issues and Subgroups

DATE August 11, 2004 Minutes & Progress Report

LOCATION Chicago Offices of Constellation NewEnergy

I ATTENDEES: ComEd, Ameren, IP, MidAm (utility and retail), IMEA, Exelon, Dynegy, CNE, BlueStar, Direct Energy, Conoco Phillips, Reliant, US Energy Savings, Zilkha Renewable Energy, MWGen, CCSAO, IL AG, DCEO, BOMA, IIEC, Giordano and Neiland, IBEW (Locals 15, 51, and 6th District), Piper Rudnick, University of Illinois, and ICC Staff.

II a ISSUES DISCUSSED FROM FINAL ISSUES LIST

Subgroups

Conveners of the five subgroups presented final reports. Interested parties participated in the deliberations of all five subgroups in meetings, by telephone and by e-mail.

- Janice Dale of the Illinois Attorney General's Office for the Switching Process subgroup;
- Misty Allen Of Mid-American Energy for the Customer Information and Data Distribution subgroup;
- Stan Ogden of Ameren for the Billing, EDC Charges, SBO, Timing, Consolidated Billing subgroup;
- David Fein of Constellation NewEnergy for the ARES Certification, Licensure & Tariffs subgroup; and
- Pat Giordano of Giordano & Neilan, Ltd. for the Transmission & Wholesale subgroup.

Full Working Group Issues

Working Propositions

The CIWG attempted to achieve consensus with respect to a number of Working Propositions related to several issues. The objective of producing the Working Propositions is to provide a set of deductive principles against which the Commission and the participants in the process can measure more specific proposals. To varying degrees the CIWG succeeded, although there continued to be important differences of view with respect to several of the Working Propositions that addressed the following areas:

- IDC & Functional Separation

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- Management of Customer Migration Risk
- Renewable Portfolio Standards
- Aggregation & Voluntary Grouping of Customers
- Demand Response/Curtailment
- Competitive Declaration
- Reporting Requirements

Attached are the current state of the Working Propositions, both for those on which consensus was achieved and for those on which differences persist. The CIWG will continue to work on the Propositions through e-mail and through commentary on the final report draft that will be circulated prior to Labor Day.

ICC Final Questions

The CIWG did not have the opportunity to address ICC Final Questions 67-79, proposed answers to which had been circulated prior to the meeting. Based on the discussion and decisions related to the Working Propositions, participants will comment on the Questions by e-mail and the draft final report circulated prior to Labor Day will incorporate those comments. The current state of the answers to the ICC Final Questions is attached. Please note that the se answers have yet to be subjected directly to CIWG discussion

II b OTHER ISSUES DISCUSSED

See above.

III PRESENTERS

Subgroup Conveners

IV PRESENTATION SUMMARIES

Subgroup Presentations will be attached to the Draft Final Report and subject to amendment by the conveners. As the subgroups' reports are subject to finalization and incorporation of commentary from the 8/11 meeting, their reports will be included and summarized in the draft final report.

V CONCLUSIONS REACHED

See above.

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VI COMMENTS

NONE

VII TOPICS FOR NEXT MEETING

The next meeting will be for editing the draft answers to the final questions. If there is another meeting following that meeting, it will be in early September of the purpose of discussing the Draft Final Report that will be circulated prior to Labor Day.

VIII TIME AND LOCATION OF NEXT MEETINGS

August 19th, 2004, 1 p.m.
Offices of Constellation NewEnergy
550 W. Washington Suite 300
Chicago, IL 60661